IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 822 of 2004

Between:

1 M.Kanakachandram, S/o.M.Venkaiah, H.No.9-4-121, Mohinpura, Siddipet,

Medak District
2 N.Narayana Reddy S/o.Chandra reddy, H.No.Laxminagar Karimnagar

District.

... PETITIONERS

AND

1 The Regional Manager, APSRTC, Karimnagar Region Karimnagar District
2 The Regional Manager, APSRTC, Nizamabad Region Nizamabad District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of mandamus directing the respondents to regularise services of the petitioners as H.M.V.drivers Grade-II and continue them in service on par with the similarly situated employees in the respondent corporation.

Counsel for the Petitioners: MR.A.PRABHAKAR RAO

Counsel for the Respondents: MS.G.JYOTHI KIRAN

The Court made the following order:

ORDER:

Petitioners seek writ of mandamus directing the respondents to regularize their services as Heavy Motor Vehicle Drivers Grade-II and to continue them in service on par with similarly situated employees in respect of the respondent corporation.

Petitioners were selected as casual drivers Grade-II and engaged on daily wage basis. It is the case of the petitioners that while engaging certain persons who are juniors to them the services of the petitioners were not utilized. It is further stated that respondents are utilizing the services of the petitioners only in the peak season and disengaging them in the slack season.

Counter has been filed by the respondents stating that no juniors to the petitioners have been engaged while disengaging their services. Only seniors to the petitioners are engaged while disengaging their services. But without any truth or otherwise false allegations have been made by the petitioners stating that the petitioners in WP.No.13716 of 2003 are juniors to them though they are seniors to the petitioners.

Having regard to the facts and circumstances of the case the writ petition is disposed of directing the respondents to consider the case of the petitioners either for re-engagement or regularization of their services strictly in accordance with their seniority in the selected list of the casual drivers Grade-II. No costs.

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V. ESWARAIAH, J

November 17, 2004

Dsk

To

1 The Regional Manager, APSRTC, Karimnagar Region Karimnagar District
2 The Regional Manager, APSRTC, Nizamabad Region Nizamabad District.

3 Two CD Copies.